

July 31, 2012

GLORIA L. FRANKLIN, CLERK

U.S. BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA



1 SCOTT GOODSELL, ESQ., BAR NO. 122223
2 WILLIAM HEALY, ESQ., BAR NO. 146158
3 KARI BOWYER, ESQ., BAR NO. 257033
4 CAMPEAU GOODSELL SMITH
5 440 North First Street, Ste. 100
San Jose, California 95112
Telephone: 408.295.9555
Facsimile: 408.852.0233

The following constitutes
the order of the court. Signed July 31, 2012

Stephen L. Johnson
U.S. Bankruptcy Judge

Counsel for Defendant Stephen Wyrick

7
8 UNITED STATES BANKRUPTCY COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 IN RE:

12 STEPHEN FRANK WYRICK AND TIFFANY LYNN
13 WYRICK,

14 Debtors.

Case No. 11-50240

Chapter 7

Adversary Pro. No. 11-05122 SLJ

15 ORDER APPROVING COMPROMISE AND
JUDGMENT FOR NON-
DISCHARGEABILITY (11 U.S.C. 523 (a)(6)),
DISMISSAL OF CLAIMS (11 U.S.C. (a)(4));
AND DISMISSAL OF CLAIMS FOR DENIAL
OF DISCHARGE (11 U.S.C. 727(a)(2)(a) AND
727 (a)(3))

16 RABOBANK, N.A.

17 Plaintiff,

18 V.

19 STEPHEN FRANK WYRICK,

20 Defendant.

21 The matter of the motion to approve proposed compromise and judgment for

22 ORDER APPROVING COMPROMISE AND JUDGMENT FOR NON-DISCHARGEABILITY (11 U.S.C. 523 (a)(6));
DISMISSAL OF CLAIMS 911 U.S.C.(a)(4); AND DISMISSAL OF CLAIMS FOR DENIAL OF DISCHARGE (11
U.S.C. 727(a)(2)(a) AND 727(a)(3))

1 non-dischargeability (11 U.S.C. §523(a)(6), Dismissal of Claims (11 U.S.C. §523 (a)(4));
2 and Dismissal of Claims for Denial of Discharge (11 U.S.C. §§727(a)(2)(A) and 727
3 (a)(3)) (the “Motion”) filed by Defendant Stephen Frank Wyrick (“Wyrick”) came on for
4 hearing before the Honorable Stephen L. Johnson, United States Bankruptcy Judge of
5 the above entitled court on July 26, 2012 at 1:30 pm. Wyrick appeared by and through
6 counsel of record, Kari Bowyer of Campeau Goodsell Smith. Plaintiff Rabobank N.A.
7 (“Rabobank”) appeared by and through counsel Michael Gomez of Lang Richert &
8 Patch. The Court having found proper notice was given to all creditors, the United
9 Stated Trustee, and the Chapter 7 Trustee, reviewed and considered the Motion and
10 the statements and arguments of counsel, and good found cause, does hereby grant the
11 motion and therefore,

12 IT IS HEREBY ORDERED:

- 13 1. The compromised submitted by the parties is approved.
- 14 2. Judgment pursuant to 11 U.S.C §523(a)(6) may be entered against Stephen
15 Frank Wyrick in the amount of \$75,000.00 pursuant to the compromise of
16 the parties.
- 17 3. The 11 U.S.C. §523(a)(4) claim against Stephen Wyrick is dismissed with
18 prejudice.
- 19 4. The denial of discharge claims of 11 U.S.C. §§727(a)(2)(A) and 727 (a)(3)
20 are dismissed with prejudice.

21 ***END OF ORDER***
22

23 APPROVED AS TO FORM
24

25 Dated: 7/27/12

/s/: *Michael Gomez*
26 Michael Gomez, Esq.
Lang Richert & Patch
27 Attorneys for Rabobank N.A.

28 ORDER APPROVING COMPROMISE AND JUDGMENT FOR NON-DISCHARGEABILITY (11 U.S.C. 523 (a)(6));
DISMISSAL OF CLAIMS 911 U.S.C.(a)(4); AND DISMISSAL OF CLAIMS FOR DENIAL OF DISCHARGE (11
U.S.C. 727(a)(2)(a) AND 727(a)(3))

1 Court Service List
2
3 ECF Participants Only
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CAMPEAU GOODSELL SMITH
A Law Corporation
San Jose, California